

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Need et al.	Examiner:	Truong, Lechi
Serial No.:	10/717,307	Group Art Unit:	2194
Filed:	November 18, 2003	Docket No.:	MS 305610.01/60001.0314US01
Customer No.:	27488	Confirmation No.:	6488
Title:	Extension of Commanding to Control Level		

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Petitioner, Microsoft Corporation, a corporation organized and existing under the laws of the State of Washington and having its primary place of business at One Microsoft Way, in the county of King, and the state of Washington represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/717,307, filed on November 18, 2003 and entitled Extension of Commanding to Control Level, by virtue of our assignment recorded at Reel 015163, Frame(s) 0237.

Petitioner, Microsoft Corporation, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 7,143,213 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 7,143,213, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 7,143,213, in the event that United States Patent No. 7,143,213 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise

terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Fees related to the submission of this paper are being charged to an authorized credit card in the amount of \$130 for a large entity.

Additionally, the Commissioner is hereby authorized to charge any additional fees as set forth in §§ 38 CFR 1.16 to 1.18 which may be required for entry of these papers or to credit any overpayment to Deposit Account No. 13-2725.

The undersigned is an attorney of record.

Respectfully submitted,
MERCHANT & GOULD P.C.
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(612) 332-5300

Date: July 26, 2007

/Robert A. Kalinsky/
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Reg. No.: 50,471